(19) World Intellectual Property Organization International Bureau



) – ITALE KILOTORI DERIK KER ERIK ERIK ERIK IRI ILI MEDERI MERE IND ERIK IRIK ERIK ERIK REGE INI DER

Date

(10) International Publication Number WO 2005/013090 A3

(43) International Publication Date 10 February 2005 (10.02,2005)

(51) International Patent Classification': 33/48

G01N 33/00,

(21) International Application Number:

PCT/US2004/024752

(22) International Filing Date: 30 July 2004 (30.07.2004)

(25) Filing Language: English

(26) Publication Language: English

(30) Priority Data:

60/491,815 I August 2003 (01.08.2003) US 60/536,357 14 January 2004 (14.01.2004) US 60/536,862 15 January 2004 (15.01.2004) US

- (7I) Applicant (for all designated States except US): DNA TWOPOINTO INC. [US/US]; 1455 Adams Drive, Menlo Park, CA 94025 (US).
- (72) Inventors; and
- (75) Inventors/Applicants (for US only): GUSTAFSSON, Claes [US/US]; 2823 Alhambra Drive, Belmont, CA 94002 (US). GOVINDARAJAN, Sridhar [IN/US]; 530 Osprey Drive, Redwood City, CA 94065 (US). MIN-SHULL, Jereniy, Stephen [GB/US]; 679 Los Ninos Way, Los Altos, CA 94022 (US).
- (74) Agents: LOVEJOY, Brett, A. et al.; Jones Day, 222 East 41st Street, New York, NY 10017-6702 (US).

- (81) Designated States (unless otherwise indicated, for every kind of national protection available): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BW, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, EG, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NA, NI, NO, NZ, OM, PG, PH, PL, PT, RO, RU, SC, SD, SE, SG, SK, SL, SY, TJ, TM, TN, TR, TT, TZ, UA, UG, US, UZ, VC, VN, YU, ZA, ZM, ZW.
- (84) Designated States (unless otherwise indicated, for every kind of regional protection available): ARIPO (BW, GH, GM, KE, LS, MW, MZ, NA, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European (AT, BE, BG, CH, CY, CZ, DE, DK, EE, ES, FI, FR, GB, GR, HU, IE, IT, LU, MC, NL, PL, PT, RO, SE, SI, SK, TR), OAPI (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).

Published:

- with international search report
- before the expiration of the time limit for amending the claims and to be republished in the event of receipt of amendments
- (88) Date of publication of the international search report: 13 April 2006

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

(54) Title: SYSTEMS AND METHODS FOR BIOPOLYMER ENGINEERING

(57) Abstract: Methods, computer systems, and computer program products for biopolymer engineering. A variant set for a biopolymer of interest is constructed by identifying, using a plurality of rules, a plurality of positions in the biopolymer of interest and, for each respective position in the plurality of positions, substitutions for the respective position. The plurality of positions and the substitutions for each respective position in the plurality of positions collectively define a biopolymer sequence space. A variant set comprising a plurality of variants of the biopolymer of interest is selected. A property of all or a portion of the variants in the variant set is measured. A sequence-activity relationship is modeled between (i) one or more substitutions at one or more positions of the hiopolymer of interest represented by the variant set and (ii) the property measured for all or the portion of the variants in the variant set is redefined to comprise variants that include substitutions in the plurality of positions that are selected based on a function of the sequence-activity relationship.

WO 2005/013090 A3

INTERNATIONAL SEARCH REPORT

International application No.

PCT/US04/24752

A. CLASSIFICATION OF SUBJECT MATTER					
IPC(7) : G01N33/00, 48 US CL : 702/19,27					
According to International Patent Classification (IPC) or to both national classification and IPC					
B. FIEL	DS SEARCHED				
Minimum documentation searched (classification system followed by classification symbols) U.S.: 702/19,27					
Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched					
Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)					
C. DOCUMENTS CONSIDERED TO BE RELEVANT					
Category *	Citation of document, with indication, where appropriate, of the relevant passages			Relevant to claim No.	
X	Schneider G. Peptide design by artificial neural networks and computer-based evolutionary search . Biochemistry, October 13, 1998, Vol. 95, Issue 21, 12179-12184 US 2002/0177170 (LUO et al) 11/28/2002 1-54				
X				1-54	
х	US 20020119492 A1 (CHIRINO et al), August 29,	2002		1-54	
Further	decuments are listed in the continuation of Box C		See natent family anney		
	documents are listed in the continuation of Box C.	<u></u>	See patent family annex.	V1615 - 44	
* Special categories of cited documents: "A" document defining the general state of the art which is not considered to be of		•	"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention		
particular relevance "E" earlier application or patent published on or after the international filing date		"X"	document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious		
"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)		"Y"			
"O" document	referring to an oral disclosure, use, exhibition or other means		to a person skilled in the art		
"P" document published prior to the international filing date but later than the priority date claimed			document member of the same patent fan		
		Date of mailing of the international search report			
02 December 2005 (02.12.2005) Name and mailing address of the ISA/US Au			Authorized office Authorized Outhorized Out		
Mail Stop PCT, Attn: ISA/US			Authorized offices authorized of		
Commissioner for Patents P.O. Box 1450		Michael Bolin			
Alexandria, Virginia 22313-1450 Facsimile No. (571) 273-3201			e No. ((571) 272-054	BOSESPAYLEALAND	

INTERNATIONAL SEARCH REPORT

International application No.

PCT/US04/24752

Box No. II Observations where certain claims were found unsearchable (Continuation of item 2 of first sheet)				
This international search report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:				
1.	Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely:			
2.	Claims Nos.: because they relate to parts of the international application that do not comply with the prescribed requirements to such an extent that no meaningful international search can be carried out, specifically:			
3.	Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).			
Box No. III Observations where unity of invention is lacking (Continuation of item 3 of first sheet)				
	ional Searching Authority found multiple inventions in this international application, as follows: ontinuation Sheet			
1.	As all required additional search fees were timely paid by the applicant, this international search report covers all searchable claims. As all searchable claims could be searched without effort justifying additional fees, this Authority did not invite payment of any additional fees. As only some of the required additional search fees were timely paid by the applicant, this international search report covers only those claims for which fees were paid, specifically claims Nos.:			
4. Remark on I	No required additional search fees were timely paid by the applicant. Consequently, this international search report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.: 1-54 The additional search fees were accompanied by the applicant's protest and, where applicable, the payment of a protest fee. The additional search fees were accompanied by the applicant's protest but the applicable protest fee was not paid within the time limit specified in the invitation. No protest accompanied the payment of additional search fees.			
	K—X			

International application No.
PCT/US04/24752

BOX III. OBSERVATIONS WHERE UNITY OF INVENTION IS LACKING

Group I, claims 1-54, drawn to method for constructing set of variants of biopolimer.

Group II, claims 59,65, drawn to variant set, or components thereof, obtained according to claim 1 or 6.

Group III, claims 58,64, drawn to nucleic acids encoding variants obtained according to claim 1 or 6.

Group IV, claims 66,67,72,73, drawn to cells containing variants obtained according to claim 1 or 6 or containing polynucleotides encoding therefor.

Group V, claims 55-57,61, drawn to variant set, or components thereof, obtained according to claim 2.

Group VI, claim 60, drawn to nucleic acids encoding variants obtained according to claim 2.

Group VII, claims 68,69, drawn to cells containing variants obtained according to claim 2 or containing polynucleotides encoding therefor.

Group VIII, claims 63, drawn to variant set, or components thereof, obtained according to claim 4.

Group IX, claim 62, drawn to nucleic acids encoding variants obtained according to claim 4.

Group X, claims 70,71, drawn to cells containing variants obtained according to claim 4 or containing polynucleotides encoding therefor.

Group XI, claims 74-89, drawn to method of weighting selection rules.

Group XII, claims 91,97, drawn to to variant set, or components thereof, obtained according to claims 75,88.

Group XIII, claims 90,96, drawn to nucleic acids encoding variants obtained according to claims 75,88.

Group XIV, claim 92, drawn to to variant set, or components thereof, obtained according to claims 84.

Group XV, claim 93, drawn to nucleic acids encoding variants obtained according to claims 84.

Group XVI, claim 94, drawn to to variant set, or components thereof, obtained according to claims 86.

INTERNATIONAL SEARCH REPORT

International application No. PCT/US04/24752

Group XVII, claim 95, drawn to nucleic acids encoding variants obtained according to claims 86.

Group XVIII, claims 98-115, drawn to computer software.

Group XIX, claim 116, drawn to computer system.

The inventions listed as Groups I-XIX do not relate to a single general inventive concept under PCT Rule 13.1 because, under PCT Rule 13.2, they lack the same or corresponding special technical features for the following reasons: Groups directed to "variants" is the technical feature that links Groups I to XIX. The claims of the Groups directed to variants are not the contribution over the prior art because they are suggested by references teaching any sets of substituted biopolymers, e.g., sets of substituted polypeptides. For example, such sets of peptides are taught in US 6,423,686 directed to substituted LHRH derivatives. Therefore, the lack of unity is present because the linking technical feature is not a "special technical feature" as defined by PCT Rule 13.2. Further, the variants of Groups II, V, VIII are not addressed as having common core structure, and are clearly distinct as their structure satisfies different functional requirements. Same for groups directed to corresponding nucleic acids or ceils.